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PATENT



GAP0001-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of:

NECMETTIN CAN ET AL.

Serial No.: 09/944,383

Filed: September 4, 2001

For: SYSTEM AND METHOD FOR
USING RADIO FREQUENCY
IDENTIFICATION IN RETAIL
OPERATIONS

Art Unit: 3627

Examiner: CUFF, MICHAEL A.

INFORMATION DISCLOSURE STATEMENT FILED UNDER 37 C.F.R. § 1.97(d)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants wish to make of record in the above-identified application the document or documents referenced on the attached Form PTO-1449. A copy of each non U.S. reference is enclosed herewith. In accordance with 37 C.F.R. § 1.97(d) the undersigned hereby certifies that:

- each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. The cited references are mentioned in the Search Report (copy enclosed) of applicant's corresponding European patent application and are believed relevant for at least that reason.; or
- no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to my knowledge after making reasonable inquiry, no item of

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information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the information disclosure statement.

Further, in accordance with 37 C.F.R. § 1.97(d), applicants are submitting herewith:

- Check in the amount of \$180.00 to cover the required fees under 37 C.F.R. § 1.17(p) for submission of this Information Disclosure Statement;
- The Commissioner is hereby authorized to charge the amount of \$180.00 to Deposit Account 50-1390 to cover the required fees under 37 C.F.R. § 1.17(p) for submission of this Information Disclosure Statement, and a copy of this authorization is attached.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account 50-1390.

It is respectfully requested that the information be expressly considered during the prosecution of this application, and that each reference be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This submission does not represent that any referenced document is material or constitutes "prior art." If it should be determined that one or more of the referenced documents constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of the reference or references.

Serial No.: 09/944,383
Art Unit: 3627
Inventor: Necemettin CAN et al.

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Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over any referenced document, should it be applied against the claims of the present application.

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Respectfully submitted,

NECMETTIN CAN ET AL.

By:


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Date: June 27, 2005

MB/SPA/ggb

Customer No. 28970

Document #: 1327008 v.1

